



**THE COMMITTEE ON CHARTER REVIEW  
OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO**

**Council President Sherri S. Lightner, Chair  
Councilmember Chris Cate, Vice Chair  
Councilmember Marti Emerald  
Councilmember Mark Kersey**

**AGENDA FOR THE COMMITTEE MEETING OF  
WEDNESDAY, APRIL 20, 2016 at 9:00 A.M.  
CITY ADMINISTRATION BUILDING  
COUNCIL CHAMBERS – 12<sup>TH</sup> FLOOR  
202 “C” STREET, SAN DIEGO, CA 92101**

**For information, contact Steven Hadley, Council Committee Consultant  
Email: [charterreview@sandiego.gov](mailto:charterreview@sandiego.gov) or Phone: (619) 533-5906**

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**ROLL CALL**

**APPROVAL OF COMMITTEE ACTIONS**

The Committee Record of Actions of the following meetings will be approved by Unanimous Consent unless pulled for discussion:

**March 23, 2016**

**NON-AGENDA PUBLIC COMMENT** This portion of the agenda provides an opportunity for

members of the public to address the Committee on items of interest within the jurisdiction of the Committee. (Comments relating to items on today's docket are to be taken at the time the item is heard.) Per Section 22.0101, Rule 2.6.2, of the San Diego Municipal Code, comments are limited to two (2) minutes and are non-debatable. To exercise this right, members of the public must submit a Public Comment Request form prior to the meeting. At the conclusion of the comment, the Committee Chair has the discretion to determine appropriate disposition of the matter. Pursuant to open meeting laws, no discussion or action, other than a referral, shall be taken by the Committee on any issue brought forth under Non-Agenda Public Comment.

**COMMITTEE MEMBERS, MAYOR, INDEPENDENT BUDGET ANALYST, CITY ATTORNEY, CITY CLERK, DIRECTOR OF LEGISLATIVE AFFAIRS COMMENT**

**REQUESTS FOR CONTINUANCE**

**DISCUSSION AGENDA:**

Current Charter language considered or referenced in the following items can be found in the [CITY CHARTER](#).

ITEM 1: Consideration of recommendations from the Public Safety and Livable Neighborhoods Committee to amend section 43(d) – Citizen's Review Board on Police Practices and related Charter sections. ([Click here](#) to read the City Attorney's March 23, 2016, memorandum - City Council Authority to Adopt Ordinances Pertaining to the Citizen's Review Board on Police Practices, [click here](#) to read the actions of the March 23, 2016, Public Safety & Livable Neighborhoods Committee and Women Occupy San Diego's letter to the Charter Review Committee.)

ITEM 2: Consideration of the following sections from Article IX – Retirement of Employees in response to prior Committee discussion. ([Click here](#) to read the San Diego City Employees' Retirement System's January 15, 2016, and [click here](#) to read the July 13, 2015, letters and strikeout underline Charter sections.)

A) § 141.2 Full and Fair Employee Contributions for the Defined Benefit Pension Plan Amend the section to allow the City Council to adopt an ordinance allowing the City to agree to pay to SDCERS all or any portion of overpayment of benefits or underpayment of contributions caused by the negligence of a City employee.

B) § 144 Board of Administration

1. Amend the section to give the Board of Administration all powers and duties provided in the Declaration of Group Trust for the SDCERS Group Trust effective July 1, 2007, and any amendments or successor trusts. ([Click here](#) to read the actions of the March 16, 2016, Budget & Government Efficiency Committee.)

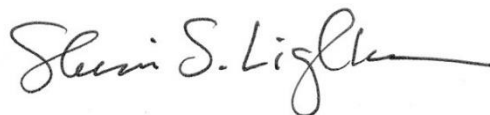
2. Amend the section to give the Board of Administration the sole authority to invest in classes or types of investments it deems prudent beyond those investment options already established or authorized by General Law. ([Click here to read the actions of the March 16, 2016, Budget & Efficiency Committee.](#))

3. Amend subsections (b), (c), (d) and (e) of Charter section 144 to allow employees and retirees of Contracting Public Agencies to run for the elected seats on the Board of Administration, and give the Unified Port District and Regional Airport Authority employees meaningful representation on the Board of Administration. ([Click here to read the actions of the March 10, 2016, Economic Development & Intergovernmental Relations Committee.](#))

ITEM 3: Consideration of proposals to amend section 23 – Initiative, Referendum and Recall, and section 108 – Forfeiture of Office for Fraud provisions and related Charter sections to address removal from office and succession of elected officials. ([Click here to read Report to the City Council 16-031, Clarification of What Constitutes Cause for Removal from Elected Office](#) and [click here to read Report to the City Council 16-040, Removal from and Succession to Elected Office.](#))

ITEM 4: Consideration of proposed amendments to Charter provisions related to City contracting, including sections 35 – Purchasing Agent, 94 – Contracts, 94.1 – Job Order Contracts, 94.2 – Design Build Contracts, 94.3 – Bond Reimbursement Program, 94.4 – Construction Manager at Risk Contracts, 97 – Collusion in Building, 98 – Alteration in Contracts, 99 – Continuing Contracts, 100 – No Favoritism in Public Contracts and 102-Continuance of Contracts. ([Click here to read Report to the City Council 16-039, Streamlining of Contracting & Procurement Charter Sections.](#))

ITEM 5: Consideration of the proposed repeal of Charter section 113 – Official Advertising and proposed amendments to Charter sections related to public noticing, including sections 18 – Publication of Ordinance and Resolutions, 35 – Purchasing Agent, 99 – Continuing Contracts, and 114 – Bureau of Information and Publicity. ([Click here to read Report to the City Council 16-038, Charter Publication Requirements and Recommendations.](#))



Sherri S. Lightner  
Chair